COUNTY OF

INDEX NO: 12 CIV 2064

FILED ON:

UNITED STATES DISTRICT COURT

DISTRICT: Southern/New York

Steven Mercier

vs

Plaintiff(s)

Cellco Partnership d/b/a Verizon Wireless et al

Defendant(s)

STATE OF NEW YORK, COUNTY OF ALBANY, SS.:

AFFIDAVIT OF SERVICE BY THE SECRETARY OF STATE

_____ Stephen L. Collen _____ , being duly sworn, deposes and says: deponent is over the age of eighteen (18) years; that on _____ May 21, 2012 _____ , at _ 11:00am _ , at the office of the Secretary of State of the State of New York in the City of Albany, New York, deponent served the annexed '

Summons and Complaint in a Civil Action,

_____ , on

Cellco Telephone Company, LLC h/s/a Cellco Partnership

_____ ,

Defendant in this action, by delivering to and leaving with _____ Chad Matice _____ , Authorized Agent, in the Office of the Secretary of State of the State of New York, personally at the Office of the Secretary of State of the State of New York, two (2) true copies thereof and that at the time of making such service, deponent paid said Secretary of State the statutory fee, if required. Service was made pursuant to Section _ 303 Limited Liability Company Law _ .

☐ Service was completed by mailng notice of such service and one (1) true copy thereof by ☐ Registered or

☐ 1st Class Mail and Certified Mail, # _____ , Return Receipt Requested on _____
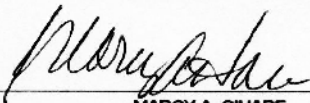
to said defendant at: _____ .

Papers so served were properly endorsed with the index number and date of filing.

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.
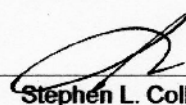
Description of the person served: Approx. Age: 27 years Approx. weight: 190 Approx. Ht.: 6'2'

Sex: Male Color of skin: White Color of hair: Brown Other: Glasses

Sworn to before me on _____ May 22, 2012 _____

MARCY A. O'HARE
NOTARY PUBLIC, State of New York
No. 4865530, Qualified in Albany County
Term Expires July 14, 2014

Stephen L. Collen

Invoice·Work Order # 1203357